

PTO/SB/24

Approved for use through 07/31/2008.

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**EXPRESS ABANDONMENT UNDER
37 CFR 1.138**

Via Facsimile To: 703-305-8568

Send completed form to:
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Application Number	10/786,984
Filing Date	February 25, 2004
First Named Inventor	Andrew Longacre, Jr.
Art Unit	2876
Examiner Name	Uyen Chau N Le
Attorney Docket Number	703-006.50.27

Please check only one of boxes 1 or 2 below:*(If no box is checked, this paper will be treated as a request for express abandonment as of the filing date of this paper.)*1. ☐ **Express Abandonment**

I request that the above-identified application be expressly abandoned as of the filing date of this paper.

2. ☒ **Express Abandonment in Favor of a Continuing Application**

I request that the above-identified application be expressly abandoned as of the filing date accorded the continuing application filed previously or herewith. The present application is being abandoned in favor of a sibling continuation application (Attorney Docket No. 703-006.50.31, filed December 19, 2005 entitled "Reading Apparatus Having Reprogramming Features"). The Attorney Docket No. 703-006.50.31 application has a priority claim similar to the priority claim of the present application except that a priority claim to one specific application is removed. The importing of claims of the present application into the Attorney Docket No. 703-006.50.31 application emphasizes that the Express Abandonment presently being made should not be taken as an abandonment of the subject matter of the claims.

NOTE: A paper requesting express abandonment of an application is not effective unless and until an appropriate USPTO official recognizes and acts on the paper. See the Manual of Patent Examining Procedure (MPEP), section 711.01.**TO AVOID PUBLICATION, PLEASE USE FORM PTO/SB/24A INSTEAD OF THIS FORM.**I am the: ☐ applicant.☐ assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).☒ attorney or agent of record. Registration Number 37,283☐ attorney or agent acting under 37 CFR 1.34(a) (may act under 37 CFR 1.34(a) only if box 2 above, stating that the application is expressly abandoned in favor of a continuing application, is checked). Attorney or agent registration number if acting under 37 CFR 1.34(a). _____

(Attorney or agent registration number)



Signature

George S. Blasiak

Typed or printed name

December 20, 2005

Date

315-425-9000

Telephone Number

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.☒ *Total of 1 forms are submitted.

This collection of information is required by 37 CFR 1.138. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2

Atty. Docket No. 703-006.50.27

PTO FAX NO.: 703-305-8568
ATTENTION: Express Abandonment Division
Group Art Unit: 2876

OFFICIAL COMMUNICATION

ATTN.: EXPRESS ABANDONMENT DIVISION

CERTIFICATION OF FACSIMILE TRANSMISSION

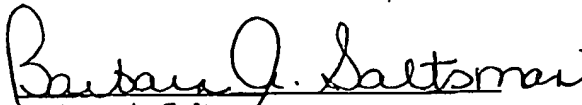
I hereby certify that the following document(s) in re Application of Andrew Longacre, Jr., et al., Application No. 10/786,984, filed February 25, 2004 for Autodiscriminating Bar Code Reading Apparatus Having Solid State Image Sensor is being facsimile transmitted to the U. S. Patent and Trademark Office on the date shown below.

Document(s) Attached

1. PTO/SB/21 Transmittal Form (1 Pg.)
2. PTO/SB/17 Fee Transmittal Form (1 Pg.)
3. PTO/SB/22 Petition For Extension of Time Under 37 CFR 1.136(a) (1 Pg.)
4. PTO/SB/24 Express Abandonment Under 37 CFR 1.138 (1 Pg.)

Number of pages being transmitted, including this page: 5

Dated: December 20, 2005


Barbara A. Saltsman

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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/786,984	
	Filing Date	February 25, 2004	
	First Named Inventor	Andrew Longacre, Jr.	
	Group Art Unit	2876	
	Examiner Name	Uyen Chau N Le	
Total Number of Pages in This Submission	5	Attorney Docket Number	703-006,50.27

ENCLOSURES (check all that apply)

- ☒ Fee Transmittal Form
- ☐ Fee Attached
- ☐ Amendment / Reply
- ☐ After Final
- ☐ Affidavits/declaration(s)
- ☒ Extension of Time Request
- ☒ Express Abandonment Request
- ☐ Information Disclosure Statement
- ☐ Certified Copy of Priority Document(s)
- ☐ Response to Missing Parts/ Incomplete Application
- ☐ Response to Missing Parts under 37 CFR 1.52 or 1.53

- ☐ Drawing(s)
- ☐ Licensing-related Papers
- ☐ Petition
- ☐ Petition to Convert to a Provisional Application
- ☐ Power of Attorney, Revocation Change of Correspondence Address
- ☐ Terminal Disclaimer
- ☐ Request for Refund
- ☐ CD, Number of CD(s)

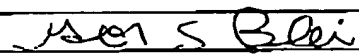
- ☐ After Allowance Communication to Group
- ☐ Appeal Communication to Board of Appeals and Interferences
- ☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
- ☐ Proprietary Information
- ☐ Status Letter
- ☒ Other Enclosure(s) (please identify below):
- Facsimile Cover Sheet (1 pg.)

Remarks

The Commissioner is authorized to charge any additional fees to Deposit Account No. 50-0289.

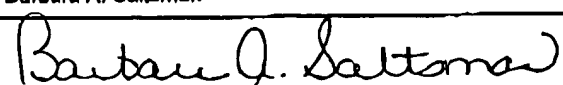
Via Facsimile: 703-305-8568

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm and Individual name	Wall Marjama & Bilinski LLP	Reg. No. 37,283
Signature		
Date	December 20, 2005	

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being sent via facsimile to 703-305-8568 addressed to: Mail Stop Express, Abandonment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date: December 20, 2005

Typed or printed name	Barbara A. Saltzman	Date	December 20, 2005
Signature			

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Under the Paperwork Reduction Project (2003-4818)

Effective on 12/08/2004.
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).**FEE TRANSMITTAL**
For FY 2005**Complete if Known**☐ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** \$450.00

Application Number	10/786,984
Filing Date	February 25, 2004
First Named Inventor	Andrew Longacre, Jr.
Examiner Name	Uyen Chau N Le
Art Unit	2876
Attorney Docket No.	703-006.50.27

Express Mail Label

METHOD OF PAYMENT (check all that apply)
☐ Check ☐ Credit Card ☐ Money Order ☐ Nonc ☐ Other (please identify): _____

☒ Deposit Account Deposit Account Number: 50-0289 Deposit Account Name: Wall Mariama & Bilinski LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below☐ Charge fee(s) indicated below, except for the filing fee
☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17
☒ Credit any overpayments

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FEE CALCULATION**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

Provisional	200	100	50																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																											
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3. APPLICATION SIZE FEE

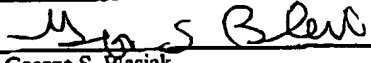
If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	/ 50 =	(round up to a whole number)	x	=

4. OTHER FEES

Non-English Specification, \$130 fee (no small entity discount)	
Other: Two Month Extension Fee	\$450.00

SUBMITTED BY

Signature		Registration No. 37,283 (Attorney/Agent)	Telephone 315-425-9000
Name (Print/Type)	George S. Biasiak		Date December 20, 2005

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/22 (08-03)

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PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)

Docket Number (Optional) 703-008.50.27

Via Facsimile - 703-305-8568

In re Application of: Andrew Longacre, Jr., et al.

Application No. 10/786,984

Filed: February 25, 2004

For: Autodiscriminating Bar Code Reading Apparatus Having Solid State Image Sensor

Art Unit 2876

Examiner: Uyen Chau N Le

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above identified application

The requested extension and appropriate non-small-entity fee are as follows (check time period desired):

- ☐ One month (37 CFR 1.17(a)(1)) \$ _____
- ☒ Two month (37 CFR 1.17(a)(2)) \$ 450.00
- ☐ Three month (37 CFR 1.17(a)(3)) \$ _____
- ☐ Four month (37 CFR 1.17(a)(4)) \$ _____
- ☐ Five month (37 CFR 1.17(a)(5)) \$ _____

☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee amount shown above is reduced by one-half, and the resulting fee is: \$.☐ A check in the amount of the fee is enclosed.☐ Payment by credit card. Form PTO-2038 is attached.☐ The Director has already been authorized to charge fees in this application to a Deposit Account.☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number 50-0289.☐ I have enclosed a duplicate copy of this sheet.I am the ☐ applicant/inventor.☐ assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed (Form PTO/SB/96).☒ attorney or agent of record. Registration Number 37,283☐ attorney or agent under 37 CFR 1.34(a).
Registration number if acting under 37 CFR 1.34(a) . _____**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**December 20, 2005

Date

315-425-9000

Telephone Number

Signature

George S. Blasiek

Typed or printed name

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☒ Total of 1 forms are submitted.

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